

UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 1.53(b))

Attorney Docket No. 31505.0001
First Inventor Ashkan Imanzahrai
Title Migraine Medicine and Method
Express Mail Label No. EF380079795US

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents

ADDRESS TO: Assistant Commissioner for Patents
Box Patent Application
Washington, D.C. 20231

1. ☒ Fee Transmittal Form
(Submit an original, and a duplicate for fee processing)
2. ☒ Applicant claims small entity status.
See CFR 1.27.
3. ☒ Specification [Total Pages / 20 /]
(preferred arrangement set forth below)
 - Descriptive title of the invention
 - Cross Reference to Related Applications
 - Statement Regarding Fed sponsored R&D
 - Reference to sequence listing, a table, or a computer program listing appendix
 - Background of the Invention
 - Brief Summary of the Invention
 - Brief Description of the Drawings (if filed)
 - Detailed Description
 - Claim(s)
 - Abstract of the Disclosure
4. ☐ Drawing(s) (35 USC 113) [Total Sheets / 0 /]
5. ☒ Oath or Declaration [Total Pages / 2 /]
 - a. ☐ Newly executed (original or copy)
 - b. ☒ Copy from a prior application (37 CFR 1.63(d))
(for continuation/divisional with Box 18 completed)
 - i. ☐ **DELETION OF INVENTOR(S)**
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
6. ☐ Application Data Sheet. See 37 CFR 1.76

7. ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
8. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
 - a. ☐ Computer Readable Form (CRF)
 - b. ☐ Specification Sequence Listing on:
 - i. ☐ CD-ROM or CD-R (2 copies); or
 - ii. ☐ paper
 - c. ☐ Statements verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

9. ☐ Assignment Papers (cover sheet & document(s))
10. ☐ 37 CFR 3.73(b) Statement ☐ Power of Attorney
(when there is an assignee)
11. ☐ English Translation Document (if applicable)
12. ☐ Information Disclosure ☐ Copies of IDS
Statement (IDS)/PTO-1449 Citations
13. ☒ Preliminary Amendment
14. ☒ Return Receipt Postcard (MPEP 503)
(Should be specifically itemized)
15. ☐ Certified Copy of Priority Document(s)
(if foreign priority is claimed)
16. ☐ Nonpublication Request under 35 U.S.C. 122
(b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent
17. ☒ Other: check for \$538, substitute specification

18. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

☐ Continuation ☒ Divisional ☐ Continuation-in-part (CIP) of the prior application No: 09/593,238
Prior application information: Examiner: C. Delacroix-Muirheid Group/Art Unit: 1614

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

19. CORRESPONDENCE ADDRESS

☐ Customer Number or Bar Code Label (Insert Customer No. or Attach bar code label here) OR ☒ Correspondence address below

NAME Kevin D. McCarthy, Esq.
Hodgson Russ LLP

ADDRESS One M&T Plaza, Suite 2000

CITY Buffalo STATE New York ZIP CODE 14203-2391
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Name (Print/Type) Kevin D. McCarthy Registration No. (Attorney/Agent) 35,278

Signature *KD McCarthy* Date January 4, 2002

"Express Mail" Mailing Label Number EF380079795US

Date of Deposit January 4, 2002

I hereby Certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Kathleen M. Ashton
Name

Signature

642265

FEE TRANSMITTAL for FY 2002

Patent Fees are subject to annual revision.

Application Number

Filing Date

January 4, 2002

First Named Inventor

Ashkan Imanzahrai

Examiner Name

Group/Art Unit

TOTAL AMOUNT OF PAYMENT

(\$538 00)

Attorney Docket Number

31505 0001

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

3. ADDITIONAL FEES

Deposit Account Number: 08-2442
Deposit Account Name:
Hodgeson Russ LLP

Deposit Account Number: 08-2442			Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid	
Deposit Account Name: Hodgson Russ LLP									
<input checked="" type="checkbox"/> Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17			105	130	205	65	Surcharge - late filing fee or oath	\$	
<input checked="" type="checkbox"/> Applicant claims small entity status See 37 CFR 1.27			127	50	227	25	Surcharge - late provisional filing fee or cover sheet	\$	
2. <input checked="" type="checkbox"/> Payment Enclosed:									
<input checked="" type="checkbox"/> Check <input type="checkbox"/> Credit Card <input type="checkbox"/> Money Order <input type="checkbox"/> Other			139	130	139	130	Non-English specification	\$	
FEE CALCULATION			147	2,520	147	2,520	For filing a request for <i>ex parte</i> reexamination	\$	
1. BASIC FILING FEE									
Large Entity Small Entity									
Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid						
				112	920*	112	920*	Requesting Publication of SIR prior to Examiner Action	\$
				113	1,840*	113	1,840*	Requesting Publication of SIR after Examiner Action	\$
101 740	201 370	Utility filing fee	\$370	115	110	215	55	Extension for reply within first month	\$
106 330	206 165	Design filing fee	\$	116	400	216	200	Extension for reply within second month	\$
107 310	207 255	Plant filing fee	\$	117	920	217	460	Extension for reply within third month	\$
108 740	208 370	Reissue filing fee	\$	118	1,440	218	720	Extension for reply within fourth month	\$
114 160	214 80	Provisional filing fee	\$	128	1,960	228	980	Extension for reply within fifth month	\$
SUBTOTAL (1)			\$370	119	320	219	160	Notice of Appeal	\$
2. EXTRA CLAIM FEES									
Extra Claims Fee from below			Fee Paid						
Total Claims / 20 / -20** = / 0 / x / 9 / =			\$0	120	320	220	160	Filing a brief in support of an appeal	\$
Independent Claims / 7 / - 3** = / 4 / x / 42 / =			\$168	121	280	221	140	Request for oral hearing	\$
Multiple dependent / / x / / =			\$	138	1,510	138	1,510	Petition to institute a public use proceeding	\$
			\$	140	110	240	55	Petition to revive - unavoidable	\$
Large Entity Small Entity									
Fee Code (\$)	Fee Code (\$)	Fee Description		141	1,280	241	640	Petition to revive - unintentional	\$
				142	1,280	242	640	10 advance copies	\$
								Utility issue fee (or reissue)	\$
103 18	203 9	Claims in excess of 20		143	460	243	230	Design issue fee	\$
102 84	202 42	Independent claims in excess of 3		144	620	244	310	Plant issue fee	\$
104 280	204 140	Multiple dependent claim if not paid		122	130	122	130	Petitions to the Commissioner	\$
109 84	209 42	**Reissue independent claims over original patent		123	50	123	50	Processing fee under 37 CFR 1.17(q)	\$
110 18	210 9	**Reissue claims in excess of 20 and over original patent		126	180	126	180	Submission of Information Disclosure Statement	\$
SUBTOTAL (2)			\$168	581	40	581	40	Recording each patent assignment per property (times number of properties)	\$
SIGNATURE: 				146	740	246	370	Filing a submission after final rejection(37 CFR 1.129(a))	\$
Kevin D. McCarthy Reg No 35,278				149	740	249	370	For each add'l invention to be examined(37 CFR 1.129(b))	\$
DATE: January 4, 2001 Telephone: (716) 848-1622				179	740	279	370	Request For Continued Examination (RCE)	\$
				169	900	169	900	Request for Expedited Examination of a design appin.	\$
			*Reduced by basic filing fee paid					SUBTOTAL (3)	\$0

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Kathleen M. Ashton
Name

Signature

January 4, 2002
Date of Signature

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